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2 UNITED STATES DISTRICT COURT  
3 NORTHERN DISTRICT OF CALIFORNIA  
4  
5 SAN JOSE DIVISION

6 In Re

Case No. C-05-01114JW

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CORPORATION

**PROOF OF SERVICE**

I hereby certify that:

1. I am a partner of the law firm Kaye Scholer LLP. My business address is 425 Park Avenue, New York, New York 10022.

2. On April 3, 2009, I caused to be served the ROUND 3 DEFENDANTS' REPLY MEMORANDUM IN SUPPORT OF THEIR MOTIONS FOR SUMMARY JUDGMENT OF INVALIDITY UNDER 35 U.S.C. § 112 OF THE '992, '863 AND '702 PATENTS, and the REPLY DECLARATION OF DAVID S. BENYACAR with EXHIBITS A-B upon the parties listed in the attached service list by uploading via the United States District Court for the Northern District of California Electronic Case Filing Program the electronic files for each of the above listed documents.

3. I caused black and white copies of the above-described documents to be served by postage prepaid first class mail upon the parties listed in the attached service list.

1 I declare under the penalty of perjury under the laws of the United States of America that the  
2 foregoing is true and correct.

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4  
5 Dated: April 3, 2009

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